

# Memorandum

MIAMI-DADE  
COUNTY

**Date:** January 23, 2019

**To:** Honorable Chairwoman Audrey M. Edmonson  
and Members, Board of County Commissioners

Agenda Item No. 14(A)(3)

**From:** Carlos A. Gimenez  
Mayor

**Subject:** Recommendation for Approval of Purchase Order Issued to Gillig, LLC Pursuant to the Central Florida Regional Transportation Authority d/b/a LYNX Contract No: 14-C09 for the Purchase of Compressed Natural Gas Buses

## Recommendation

It is recommended that the Board of County Commissioners (Board) approve purchase order No. POMT1900555 issued to Gillig, LLC to acquire 120 low-floor 40-foot Compressed Natural Gas (CNG) buses through the Central Florida Regional Transportation Authority d/b/a LYNX Contract No: 14-C09 (LYNX Contract) for the Department of Transportation and Public Works (DTPW). This contract was awarded to Gillig, LLC in December 2013 for a five-year term to members of the Florida Public Transportation Association (FPTA), of which Miami-Dade County is a member. In 2016, the Board authorized access to the LYNX Contract per Resolution No. R-204-16 for five 40-foot buses.

This item is placed for Committee review pursuant to County Code Section 29-124(f). This request may only be considered by the Board if the CITT has forwarded a recommendation to the Board prior to the date scheduled for Board consideration or 45 days have elapsed since the filing with the Clerk of the Board of this contract award recommendation. If the CITT has not forwarded a recommendation and 45 days have not elapsed since the filing of this award recommendation, I will request a withdrawal of this item.

In addition to the scope of this item, the Administration will pursue the acquisition of an additional 130 40' CNG buses from multiple vendors through other comparable contracts in order to increase the volume of new buses being produced simultaneously for Miami-Dade County. For example, the Administration is in discussions with the Commonwealth of Virginia, Department of General Services, Division of Purchases and Supply to potentially access Contract No. E194-75548 Low Floor Transit Buses which would provide 40' CNG buses that meet County specifications at a comparable price to that of the Lynx contract. Another contract that may soon be accessible has been procured by the Jacksonville Transit Authority (JTA) and is in final stages of negotiations. This contract, once approved by JTA, will be available for all transit agencies in Florida to access. As soon as these options are vetted, an agenda item will be presented to the CITT and Board for consideration and approval.

## BACKGROUND

On December 4, 2018 the Board adopted Resolution R-1262-18 directing the County Mayor or County Mayor's Designee to issue a purchase order pursuant to the terms and conditions of the LYNX Contract for the purchase of CNG buses to replace buses that have reached their useful life span of 12 years and/or 500,000 miles of service, prior to the contract expiration date of December 11, 2018.

DTPW's independent market research revealed that accessing LYNX's contract allows DTPW to receive fair and reasonable pricing. On December 11, 2018, a purchase order for 120 40-foot low-floor CNG buses was issued to Gillig, LLC, subject to the review and recommendation by the Citizens' Independent Transportation Trust (CITT) and this Board's subsequent approval. Subsequently, a revised purchase order was issued on December 20, 2018. (Exhibit A - attached Purchase Order)

**Scope**

The impact of this item is countywide in nature.

**Fiscal Impact/Funding Source**

The fiscal impact for the one hundred and twenty (120) buses is \$69,210,520

Department	Allocation	Funding Source	Contract Manager
Transportation and Public Works	\$69,210,520	State and Federal Grants and Lease Financing (Charter County Surtax Funds)	Angela Mathews-Tranumn
<b>Total:</b>	<b>\$69,210,520</b>		

**Track Record/Monitor**

Jesus Lee, CPPB, of the Internal Services Department is the Procurement Contracting Officer.

**Delegated Authority**

If this item is approved, the County Mayor or the County Mayor's designee will have the authority to exercise all provisions of any resultant contract, pursuant to Section 2-8.1 of the County Code and Implementing Order 3-38.

**Vendor Recommended for Award**

Vendor	Principal Address	Local Address	Principal
Gillig, LLC	25800 Clawiter Road Hayward, CA 94545	None	Joe Policarpio

**Due Diligence**

Pursuant to Resolution No. R-187-12, due diligence was conducted in accordance with the Internal Services Department's Procurement Guidelines to determine contractor responsibility, including verifying corporate status and review of performance and compliance issues through various vendor responsibility lists and a keyword internet search. The lists referenced include convicted vendors, debarred vendors, delinquent contractors, suspended vendors, and federal excluded parties. There were no adverse findings relating to contractor responsibility.

**Applicable Ordinances and Contract Measures**

- The User Access Program provision applies where permitted by the funding source.
- The Living Wage Ordinance does not apply.

*ATH*

Alina T. Hudak  
Deputy Mayor



# MEMORANDUM

(Revised)

TO: Honorable Chairwoman Audrey M. Edmonson  
and Members, Board of County Commissioners

DATE: January 23, 2019

FROM: Abigail Price-Williams  
County Attorney

SUBJECT: Agenda Item No. 14(A)(3)

Please note any items checked.

- ☐ "3-Day Rule" for committees applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Statement of social equity required
- ☐ Ordinance creating a new board requires detailed County Mayor's report for public hearing
- ☐ No committee review
- ☐ Applicable legislation requires more than a majority vote (i.e., 2/3's \_\_\_\_, 3/5's \_\_\_\_, unanimous \_\_\_\_, CDMF 7 vote requirement per 2-116.1(3)(h) or (4)(c) \_\_\_\_, CDMF 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) \_\_\_\_, or CDMF 9 vote requirement per 2-116.1(4)(c)(2) \_\_\_\_) to approve
- ☒ Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 14(A)(3)  
1-23-19

RESOLUTION NO. \_\_\_\_\_

RESOLUTION APPROVING PURCHASE ORDER NO. POMT1900555 WITH GILLIG LLC IN THE AMOUNT OF \$69,210,520.00 FOR THE PURCHASE OF 120 LOW-FLOOR 40-FOOT COMPRESSED NATURAL GAS (CNG) BUSES THROUGH THE CENTRAL FLORIDA REGIONAL TRANSPORTATION AUTHORITY D/B/A LYNX CONTRACT NO: 14-C09; AND AUTHORIZING THE USE OF CHARTER COUNTY SURTAX FUNDS FOR SUCH PURPOSES

**WHEREAS**, this Board desires to accomplish the purpose outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that this Board approves Purchase Order No. POMT1900555 with Gillig LLC in the amount of \$69,210,520.00 for the purchase of 120 low-floor 40-foot compressed natural gas (CNG) buses through the Central Florida Regional Transportation Authority d/b/a Lynx Contract No: 14-C09 and authorizes the use of Charter County Surtax Funds for such purposes.

The foregoing resolution was offered by Commissioner \_\_\_\_\_, who moved its adoption. The motion was seconded by Commissioner \_\_\_\_\_ and upon being put to a vote, the vote was as follows:

Audrey M. Edmonson, Chairwoman  
Rebeca Sosa, Vice Chairwoman

Esteban L. Bovo, Jr.  
Jose "Pepe" Diaz  
Eileen Higgins  
Joe A. Martinez  
Dennis C. Moss  
Xavier L. Suarez

Daniella Levine Cava  
Sally A. Heyman  
Barbara J. Jordan  
Jean Monestime  
Sen. Javier D. Souto

The Chairperson thereupon declared the resolution duly passed and adopted this 23<sup>rd</sup> day of January, 2019. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the Board.

MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF  
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: \_\_\_\_\_  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.



Bruce Libhaber

MIAMI-DADE COUNTY  
PURCHASE ORDER

PAGE: 1

DATE: 12/20/2018  
\*\* UPDATED/REVISED PO \*\*

PO NUMBER: POMT1900555  
CHANGE NO: 001

VENDOR:

GILLIG LLC  
25800 CLAWITER ROAD  
HAYWARD, CA 94545

REQUESTING DEPARTMENT OR AGENCY:

MIAMI DADE TRANSIT / MATERIALS  
3401 N.W. 31ST STREET  
MIAMI, FL 33142

VENDOR ID: 263085364 01

VENDOR TEL: (510)785-1500

PLEASE REFER ALL QUESTIONS  
CONCERNING THIS ORDER TO: MARIA BASTIAN

TEL: (786)469-5171

CASH DISCOUNT:  
NET45

FREIGHT CARRIER:

FOB: DEST-P

FOB DESTINATION, FREIGHT PREPAID. THE SELLER PAYS AND BEARS THE FREIGHT  
CHARGES.

AGENT CONTACT: LEE, JESUS  
(305)375-4264

DELIVERY REQUIRED  
12/10/2019

DEPT. NO.  
MT5603

REQ NO.  
POMT1900555

ISSUED UNDER CONTRACT NO: 14-C09  
BPO ID : ABCW1900104

SHIP TO:  
MDT BUS MAINTENANCE CONTROL  
3311 N.W. 31 STREET  
MIAMI, FL 33142

BILL TO:  
MIAMI-DADE COUNTY, FINANCE DEPARTMENT  
ATTN: SHARED SERVICES PAYABLE UNIT  
111 NW 1 ST, 26TH FLOOR  
MIAMI, FL 33128

\*\*\* IMPORTANT NOTICE: THIS IS A REVISED PURCHASE ORDER. PLEASE CHANGE OUR \*\*\*  
\*\*\* ORIGINAL PURCHASE ORDER NUMBER POMT1900555 TO READ AS FOLLOWS. DO NOT \*\*\*  
\*\*\* DUPLICATE THE ORIGINAL ORDER. \*\*\*

ITEM	COMMODITY ID	QUANTITY	U/M	UNIT PRICE	TOTAL PRICE
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001	556	1.00	LO	69,210,520.0000	69,210,520.00
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MIAMI-DADE COUNTY  
PURCHASE ORDER

PAGE: 2

DATE: 12/20/2018  
\*\* UPDATED/REVISED PO \*\*

PO NUMBER: POMT1900555  
CHANGE NO: 001

ITEM	COMMODITY ID	QUANTITY	U/M	UNIT PRICE	TOTAL PRICE
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COMMODITY NAME/SPECIFICATIONS

MASS TRANSPORTATION - TRANSIT BUS

THIS IS TO PURCHASE 120 -40 FOOT LOW FLOOR (CNG) BUSES FROM THE LYNX  
CONTRACT: 14-C09 EXECUTED: LOA-14-C09-1 DATED: 12/11/2018

BUS DELIVERY SHALL BE MADE TO THE FOLLOWING ADDRESS:  
MIAMI-DADE TRANSIT  
METROBUS MAINTENANCE ADMINISTRATION  
3295 NW 31 STREET  
MIAMI, FLORIDA 33142

CONTACT: CARLOS DELGADO (305) 637-3709 OR (786) 309-0379  
THIS PURCHASE ORDER IS SUBJECT TO THE REVIEW AND RECOMMENDATION BY THE  
CITIZENS' INDEPENDENT TRANSPORTATION TRUST (CITT) AND THE BCC  
SUBSEQUENT APPROVAL.

COMMODITY LINE TOTAL	69,210,520.00
GRAND TOTAL	69,210,520.00

ADDITIONAL REQUIREMENTS AND TERMS:

ACCOUNTING INFORMATION:							
SFX INDEX	SUBOBJ	USERCODE	PROJECT	PRJDTL	GRANT	GRNTDTL	AMOUNT / %
01	MTCIP202	CNGB	95120	MTPTPF	PTIRPL		69,210,520.00

AUTHORIZED SIGNATURE: \_\_\_\_\_

--- END OF DOCUMENT ---

DATE: 12/20/2018



## Memorandum



**To:** Honorable Chairwoman Audrey M. Edmonson  
and Members, Board of County Commissioners

**From:** Javier A. Betancourt, Executive Director

**Date:** January 17, 2019

**Re: CITT AGENDA ITEM 5E:**

RESOLUTION BY THE CITIZENS' INDEPENDENT TRANSPORTATION TRUST RECOMMENDING THE BOARD OF COUNTY COMMISSIONERS (BCC) APPROVE PURCHASE ORDER NO. POMT1900555 WITH GILLIG LLC IN THE AMOUNT OF **\$69,210,520.00** FOR THE PURCHASE OF 120 LOW-FLOOR 40-FOOT COMPRESSED NATURAL GAS (CNG) BUSES THROUGH THE CENTRAL FLORIDA REGIONAL TRANSPORTATION AUTHORITY D/B/A LYNX CONTRACT NO: 14-C09; AND AUTHORIZE THE USE OF CHARTER COUNTY SURTAX FUNDS FOR SUCH PURPOSES (DTPW – BCC Legislative File No. 190042) **SURTAX FUNDS REQUESTED**

On January 16, 2019, the CITT voted (9-0) to forward a favorable recommendation to the Board of County Commissioners (BCC) for the approval of the above referenced item, CITT Resolution No. 19-005. The vote was as follows:

Glenn J. Downing, CFP®, Chairperson – Aye  
Joseph Curbelo, 1<sup>st</sup> Vice Chairperson – Aye  
Alfred Holzman, 2<sup>nd</sup> Vice Chairperson – Aye

Oscar Braynon – Aye  
Evan Fancher – Absent  
Hon. Anna E. Lightfoot-Ward, Ph.D. – Absent  
Miles E. Moss, P.E. – Aye  
Marilyn Smith – Aye

Eric Diaz-Padron – Aye  
Prakash Kumar – Aye  
Jonathan Martinez – Absent  
Amy Steel-Donner – Absent  
L. Elijah Stiers, Esq. – Aye

cc: Alina Hudak, Deputy Mayor  
Bruce Libhaber, Assistant County Attorney